

PROCEEDINGS OF THE STURGIS CITY COUNCIL

The Common Council of the City of Sturgis met in regular session starting at 6:00 p.m. on Monday, May 7, 2018 at the Erskine Building. Present: Mayor Mark Carstensen, Alderpersons Jason Anderson, Mike Bachand, Rod Bradley, Rhea Crane, Steve Keszler, David Martinson, Scott Peterson and Ronald Waterland. Also present: City Manager Daniel Ainslie and City Attorney Greg Barnier. Absent: None.

Motion by Crane, second by Peterson and carried with all members present unanimously voting yes to approve the agenda.

Motion by Waterland, second by Keszler and carried with all members present unanimously voting yes to go into executive session for one legal case, one contract and one personnel at 6:01 pm.

Motion by Peterson, second by Bradley to return to regular session at 6:35 pm.

Mayor Mark Carstensen led everyone in the Pledge of Allegiance.

Informational Reports:

- MUB Board – 3/27/18 minutes
- Library Board – 4/25/18 minutes

Announcements:

- Mayor Carstensen proclaimed May 19, 2018 as Kids to Parks Day.
- The Ambulance Department will have an open house on May 21st to kick off EMS week. During EMS week, there will be several activities happening each day.
- The Library Chamber Mixer will be held on May 10th from 4 pm to 6 pm.
- The Green Thumb Gala will be held this week at the library with silent bids being taken through May 11th.
- The Douglas A. Miller (DAM 5K) will be held this Saturday, May 12th.
- The Arbor Day foundation congratulated the City for being Tree City USA again this year.
- Congratulations to the Water Department for their 13th year of recognition from DENR for meeting the requirements of the safe water act.
- The Wine and Stein will be held on Friday night the 11th at the Knuckle.
- There will be hydrant flushing during the next few weeks.

City Manager Ainslie reported:

- a. Finance Officer Bueno presented the 2018 1st Quarter Financials.
- b. Payroll Changes – within budget:
 1. Parks Dept – Seasonal – Brooklyn Janz - \$9.75; Jake Keffeler - \$11.50; William Sedlak - \$10.00.
 2. Cemetery Dept – Seasonal – Ivan Reicher - \$9.50 (July 9: \$10.00).
 3. Ambulance Dept – Critical Care Paramedic – Thomas Harvey – status change to part-time – no wage change.
 4. Planning and Permitting Dept – GIS/Engineering Intern – Dustin Williams – seasonal \$12.00.
 5. Community Center – Front Desk/Concessions Attendant – Josie Berglund – part-time \$9.25.
 6. Wastewater Dept – Seasonal – Taylor Eby, Cain Fritz - \$10.00.

Motion by Waterland, second by Peterson and carried with all members present unanimously voting yes to approve the following items on the consent calendar:

- a. Consideration of minutes from the April 16, 2018 regular council meeting.

Motion by Peterson, second by Martinson and carried with all members present unanimously voting yes to approve the following claims with the addition of Vast and Black Hills Energy claims:

WAGES – Ambulance \$24,347.15; Attorney \$3991.99; Auditorium \$197.13; Buildings \$1149.62; Cemetery \$2591.75; City Manager \$4514.26; Community Center \$10,645.03; Finance Office \$9361.04; Fire Department \$85.42; Human Resource \$7093.00; Library \$9238.80; Liquor \$5614.67; Mayor and Council \$3761.77; Parks \$10,405.82; Planning and Permitting \$8246.21; Police \$35,633.57; Rally \$7315.11; Recreation \$2751.23; Sanitary Service \$14,895.01; Special Sales Tax \$1923.08; Streets \$12,718.07; Wastewater \$8548.37; Water \$13,407.18; Federal Withholding \$15,476.54; FICA \$14,248.47.

COMBINED CASH FUND – Nichole Eby, \$95.00 refund; First Interstate Bank, \$2,000.00, ATM; Paige or Stephen Guy, \$3.44, refund; Melvin Lutz, \$34.79, refund; Ralph Vencill, \$3.25, util.

GENERAL – AandB Business, \$539.84, sup; AandB Welding, \$5.27, sup; Amazon, \$80.96, sup; American Motorcycle Assn, \$600.00, sup; Avaya, \$25.55, util; Baker and Taylor, \$404.89, sup; BH Energy, \$16,936.33, util; BH Pioneer, \$609.10, pub; Nathan Borg, \$35.00, sup; Roger Burnham, \$3,500.00, prof fee; Califa Group/InfoPeople, \$200.00, travel; Culligan of the Black Hills, \$51.00, sup; Custom Cage, \$875.00, equip; Dakota Battery and Electric, \$249.30, rep; Demco, \$551.68, sup; Ebsco Subscription Service, \$14.30, sup; emergency Veterinary Hospital, \$765.22, prof fee; Foothills Seed, \$81.25, sup; Nicolis Forbes, \$60.00, other; Bryan Harley, \$150.00, pub; Harvey's Lock Shop, \$87.50, rep; Holiday Inn Express, \$2,046.86, e-com; ICMA, \$872.00, other; Inland Truck Parts, \$1,969.03, rep; JandL Services, \$40.00, rep; Jenner Equipment, \$90.20, rep; Tyler Kaitfors, \$174.95, sup; Ketel Thorstenson, \$3,000.00, prof fee; Knecht Home Center, \$40.54, rep; Ann Labeau, \$60.00, refunds, Aaron Lukesh, \$30.00, other; Marco Technologies, \$88.72, rep; Matthew Bender and Co., \$50.00, sup; Midamerica Books, \$89.75, sup; Motorola Solutions, \$2,394.50, equip; My Place, \$57.00, travel; Northern Truck Equipment, \$529.00, rep; Otis Elevator, \$934.00, rep; Penworthy Co, \$135.51, sup; Petty Cash, \$41.30, other; Police Athletic League, \$150.00, other; Postmaster, \$2,500.00, sup; Print Mark-et, \$1,193.35, pub; Purchase Power, \$500.00, sup; Regional Health, \$36.00, prof fee; Rockingtree Floral, \$53.49, sup; SandC Cleaners, \$3,000.00, rep; Sanitation Products, \$1,366.77, rep; Billy Schlosser, \$90.00, other; SD Govt Finance Office Assn, \$150.00, travel; SD Public Assurance Alliance, \$97.99, travel; SD Redbook Fund, \$20.00, travel; Speedy Lube, \$125.97, sup; Sturgis Area Chamber of Commerce, \$45.00, other; Sturgis Rocks, \$21,000.00, rent; Sturgis Volunteer Fire Dept, \$501.58, travel; Cindy Swenby, \$352.00, reimb; Traffic Control Corp, \$95.00, rep; Vanway Trophy and Award, \$22.95, other; VAST, \$2,230.46, util; West River Electric, \$765.72, util; Xtreme Dakota Bicycles, \$1,200.00, sup.

SPECIAL SALES TAX – Sturgis Area Chamber of Commerce, \$3,775.33; Sturgis Economic Development, \$8,500.00.

CAPITAL IMPROVEMENT – Albright Construction, \$88,550.00; Baseline Surveying, \$2,490.00; Brosz Engineering, \$7,883.59; Century Glass Co, \$2,181.97; Interconnection Systems, \$56,250.00; Iverson Construction, \$44,492.30; Kadrmas, Lee and Jackson, \$1,960.00; Meints Residential Concrete, \$11,509.86; Pete Lien and Sons, \$384.75; Pheasantland Industries, \$109.56; Summit Signs and Supply, \$750.00.

EQUIPMENT REPLACEMENT FUND – Northern Truck Equipment, \$275,849.40, equip.

LIQUOR – Badlands Distillery, \$64.87, resale; BH Energy, \$1,763.74, util; Cash-Wa Distributing, \$1,033.38, resale; Cask and Cork, \$1,282.71, resale; Coca Cola, \$551.00, resale; Dakota's Best, \$338.15, resale; Fisher Beverage, \$10,639.70, resale; Johnson Western Wholesale,

\$13,210.60, resale; MandB Enterprises, \$130.85, resale; Pepsi Cola, \$150.50, resale; Prairie Berry, \$906.00, resale; Print Mark-et, \$70.20, pub; Quality Brands, \$14,472.07, resale; Republic Beverage, \$46,204.51, resale; Southern Glazers' of SD, \$2,104.89, resale; VAST, \$288.18, util. **WATER** – BH Energy, \$9,534.46, util; Credit Collections Bureau, \$14.10, prof fee; Brad Deutsch, \$500.00, ins; Foothills Seed, \$100.00, rep; Hawkins, \$1,213.84, sup; Midcontinent Testing, Lab, \$1,265.00, prof fee; Northwest Pipe Fittings, \$256.10, sup; Pete Lien and Sons, \$162.81, rep; Petty Cash, \$11.56, sup; Print Mark-et, \$70.20, pub; SD One Call, \$123.20, prof fee; Speedy Lube, \$47.24, rep; VAST, \$172.18, util.

WASTEWATER – Advanced Engineering and Environmental, \$9,222.30, cap imp; BH Energy, \$3,320.85, util; Flexible Pipe Tool Co, \$86.90, rep; Print Mark-et, \$70.20, pub.

SANITATION – Allstate Peterbilt of Rapid City, \$459.05, rep; BH Energy, \$320.48, util; Century Link, \$61.56, util; Print Mark-et, \$70.20, pub; SD Public Assurance Alliance, \$2,065.07, sup; Wells Plumbing, \$140.05, rep.

AMBULANCE – AandB Welding, \$610.02, sup; Avera Education and Staffing Solutions, \$300.00, prof fee; BH Energy, \$507.80, util; Ft Meade VA Hospital, \$725.00, refund; Jones and Bartlett Learning, \$1,312.80, sup; Medical Waste Transport, \$205.35, other; Petty Cash, \$10.00, other; Physio-control, \$671.84, sup; Print Mark-et, \$70.20, pub; SD Dept of Health, \$12.00, sup; SDBMOE, \$475.00, sup; Shopko Pharmacy, \$8.00, sup; VAST, \$214.99, util.

Motion by Peterson, second by Bradley and carried with all members present unanimously voting yes to declare a sine die, final adjournment of the 2017-2018 Council Session at 6:53 pm.

Mayor Carstensen thanked Councilors Rod Bradley and Scott Peterson for their work the past years as Council persons of Wards 1 and 2 respectively and presented each with a plaque.

A recess was called by the Mayor to offer some refreshments and thanks to the Councilors for their service to the City.

Mayor Carstensen called to order the new session.

City Attorney Barnier gave the Oath of Office to Councilors Ron Waterland, Rhea Crane, Terry Keszler and Beka Zerbst and a Certificate of Election was presented to each Councilor.

Moved by S. Keszler to nominate Dave Martinson for President of the Council, second by Crane. Moved by Waterland to nominate Rhea Crane for President of the Council, second by Martinson. Nominations ceased. After counting ballots, Dave Martinson was declared President of the Council.

Motion by Anderson to nominate Mike Bachand for Vice President of Council, second by Martinson. Motion by Waterland to nominate Rhea Crane for Vice President of Council, second by Bachand. Nominations ceased. After counting the ballots, Mike Bachand was declared Vice President of the Council.

Motion by Crane, second by Bachand and carried with all members present unanimously voting yes to approve the following items on the consent calendar with the exception of removal of k:

- a. Authorize Bank Depositories – First Interstate Bank, Wells Fargo Bank, First National Bank, Pioneer Bank and SD Public Fund Investment Trust.
- b. Authorize Signatories on Bank Accounts – City Manager, Mayor, Council President, Finance Officer and Deputy Finance Officer.
- c. Designate Legal Newspaper as Black Hills Pioneer.

- d. Consideration of setting a public hearing on May 21, 2018 for Malt Beverage License Renewals.
- e. Consideration of setting a public hearing on May 21, 2018 for a Special Events License for the Loud American at 1337 Main on August 3-11, 2018.
- f. Consideration of setting a public hearing on May 21, 2018 for Special Events Licenses for Beer and Wine Sales at Harley-Davidson Rally Point for Music on Main:
 - 1. Loud American on June 13, July 11 and July 25, 2018
 - 2. Oasis Bar on June 6, July 3 and Aug 22, 2018
 - 3. Belle Joli Winery on June 27 and July 18, 2018
 - 4. The Knuckle Saloon on June 20 and August 29, 2018
- g. Consideration of setting a public hearing on May 21, 2018 for a Variance for a 0’ setback for cooler addition at 2350 Park Ave for Sturgis Meat Service (Jackie Gapp).
- h. Consideration of setting a public hearing on May 21, 2018 for Street Closure and Open Container for Wednesday’s Music on Main downtown summer concert series, June-August 2018.
- i. Consideration of setting a public hearing on May 21, 2018 for a Use of City Property and Street Closure and Open Container for Camaro Rally on June 21-24, 2018.
- j. Consideration of setting a public hearing on May 21, 2018 for Street Closure and Parade on Main Street for the 2018 Cushman Club of America Rally.
- ~~k. Consideration of Resolution 2018-29 – Approving Lease Agreement for Communications Facilities.~~
- l. Consideration of Resolution 2018-30 – Surplus Property.

RESOLUTION 2018-30
A RESOLUTION DECLARING PROPERTY SURPLUS

BE IT FURTHER RESOLVED BY THE COMMON COUNCIL OF THE CITY OF STURGIS that the personal property described below is hereby declared surplus and to be disposed of as described by SDCL 6-13-1. It is being advisable and in the best interest of the City to sell/trade/dispose of such personal property.

Police:

- 1. Huffy Brazen
- 2. Trek 800 Sport
- 3. Kent Fantasy
- 4. Roadmaster Mt. Climber
- 5. Next Power Climber
- 6. Roadmaster Granite Peak
- 7. Next Avalon CS
- 8. Tony Hawk Huck Jam
- 9. Jazz Voltage
- 10. Huffy Santa Fe
- 11. Hyper Vision 26
- 12. Thruster Rage
- 13. X-Games Moto Bike
- 14. Roadmaster Granite Peak
- 15. Schwinn Whirl
- 16. Vertical Ozone
- 17. Mongoose Racer
- 18. Gary Fischer Advance
- 19. Kent Trouble
- 20. Next Cobra

21. Huffy Sea Star
22. Kent Trouble
23. Magna Mad
24. Mongoose DXR AL
25. Mongoose Ledge
26. Specialized Rockhyper
27. Next Shocker
28. Mongoose XR 250
29. Mongoose Spear
30. Roadmaster Mt. Fury
31. Sears 10 speed/orange

Parks

1. 1982 Chevrolet VIN: 1GCCC14D5CJ126909
2. 1980 Homemade VIN 291407 (Parks)
3. 1982 Homemade 7x15 Trailer VIN 9 (2 generators)

Engineering

1. Two (2) approximately 20 foot used steel tubes and assorted construction waste from the Harley Davidson Plaza project.

Miscellaneous

1. (8) Eight Aveyo phones and hardware
2. Easel (broken)
3. (5) Five- 600 Gallon Stainless Steel Tanks
4. (6) Six- Garage Panels- 8' Wide
5. Home Made Trailer with Motorcycle Burnout plate
6. (1) 200 Gallon Water Buffalo
7. (2) Two- Life Guard Towers

Dated this 7th day of May 2018.

Published: 05-15-2018

Effective: 06-05-2018

Motion by Anderson, second by S. Keszler and carried with all members present unanimously voting yes to approve Resolution 2018-29 – Approving Lease Agreement for Communications Facilities.

**RESOLUTION 2018-29
RESOLUTION APPROVING LEASE AGREEMENT FOR
COMMUNICATIONS FACILITIES ON CITY-OWNED STRUCTURES**

WHEREAS, the City of Sturgis, has determined to enter into that certain Master Lease Agreement (“Agreement”) with CommNet Cellular Inc. d/b/a Verizon Wireless (“Verizon Wireless”), which Agreement allows Verizon Wireless to install, maintain, and operate communications equipment on certain City properties, utility poles and/or facilities;

WHEREAS, City policy requires leasing entities to sign a lease agreement and associated documents with the City for any use of City property and/or facilities;

WHEREAS, the City Council is vested with the full power and authority to enter into the Agreement for the purposes and uses described in the Agreement;

WHEREAS, the City Council approved the Agreement at its regularly scheduled meeting on April 2, 2018;

NOW THEREFORE, City Manager Daniel Ainslie is hereby authorized to execute the Agreement and all future Lease Supplements thereunder and associated documents.

Dated this 7th of May, 2018. This resolution shall take effect immediately upon passage.

Published: 05-15-2018

Effective: Immediately

Motion by Bachand, second by Crane and carried with all members present unanimously voting yes to approve Use of Fairgrounds and other property and waive the use and lighting fees for the Sturgis Youth Rodeo Event Series for various dates in May-August 2018. A deposit will be required.

Motion by Martinson, second by Waterland and carried with Carstensen, Anderson, Crane, S. Keszler, T. Keszler, Martinson, Waterland and Zerbst voting yes and Bachand voting no to approve Use of Fairgrounds and other property, to waive the use fee, but not the ambulance fee for the SW Regional High School Rodeo Event on June 8-10, 2018. A deposit will be required.

Motion by Crane, second by T. Keszler and carried with all members present unanimously voting yes to approve Use of Fairgrounds and other property and waive the use fee but not the ambulance fee for the Cinch Team Rodeo Varsity Cup "Scooper Showdown" Event on May 30, 2018. A deposit will be required.

Motion by Bachand, second by S. Keszler and carried with all members present unanimously voting yes to amend the previous motion to allow the payment of the ambulance fee be taken out of the Mayor/Council professional fee budget line item for this year only.

Motion by Waterland, second by Bachand and carried with all members present unanimously voting yes to approve Use of Fairgrounds and other property and waive the use fee but not the ambulance fee for the 3rd Annual Demolition Derby on September 29, 2018. A deposit will be required.

Any other business:

None

Motion by Zerbst, seconded by S. Keszler and carried with all members present unanimously voting yes to adjourn the meeting at 7:59 pm.

ATTEST: _____
Fay Bueno, Finance Officer

APPROVED _____
Mark Carstensen, Mayor

Published once at the total approximate cost of \$